

DEC 20 2005

PATENT APPLICATION  
Docket No. 1705-002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey Fitzgerald

Serial No.: 09/527,968

Examiner: Thien D. Tran

Confirmation No.: 4500

Group Art Unit: 2665

Filed: March 17, 2000

For: COMBINED TELEPHONE PBX AND COMPUTER DATA  
ROUTER WITH POOLED RESOURCES

Date: December 20, 2005

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence (2 pgs),  
PTO Form 2038 for Credit Card Payment of \$250 (1 pg) and  
Amendment (6 pgs) are being transmitted to Mail Stop AF,  
U.S. Patent and Trademark Office via facsimile number  
571-273-8300, on December 20, 2005.

*Tina Miller*  
Tina Miller

## RESPONSE AFTER FINAL REJECTION and NOTICE OF APPEAL

Applicant hereby presents a Response After Final Rejection and Notice of Appeal in response to the Final Office Action of the Primary Examiner mailed October 5, 2005 finally rejecting claims 1 and 2. The item(s) checked below are appropriate:

## 1. STATUS OF APPLICANT

This application is on behalf of

- ☐ other than a small entity  
☒ small entity. Verified statement ☐ attached ☒ already filed.

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

- ☒ small entity \$250.00  
☐ other than a small entity \$500.00

Notice of Appeal fee due

\$ 250

12/21/2005 MBINAS 00000003 09527968

01 FC:2401

250.00 OP

Notice of Appeal, continued (page 2 of 2)**3. EXTENSION OF TERM**

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. The total fee due is:**

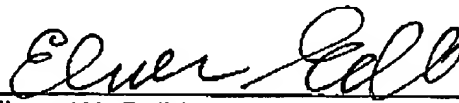
Notice of Appeal fee \$ 250  
Extension fee (if any) \$ \_\_\_\_\_

**TOTAL FEE DUE****\$ 250****5. FEE PAYMENT**

- ☐ Attached is a check in the sum of \$ \_\_\_\_\_.
- ☒ PTO Form 2038 authorizing credit card payment for the above-listed fees is enclosed.
- ☒ Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 13-1703.

**Customer No. 20575**

Respectfully submitted,

  
\_\_\_\_\_  
Elmer W. Galbi  
Reg. No. 19,761

MARGER JOHNSON & McCOLLOM PC  
210 SW Morrison Street, Suite 400  
Portland, OR 97204  
(503) 222-3613

PATENT APPLICATION  
Docket No. 1705-002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey Fitzgerald

Serial No.: 09/527,968

Examiner: Thien D. Tran

Confirmation No.: 4500

Group Art Unit: 2665

Filed: March 17, 2000

For: COMBINED TELEPHONE PBX AND COMPUTER DATA  
ROUTER WITH POOLED RESOURCES

Date: December 20, 2005

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this Response (6 pgs) is being  
transmitted to Mail Stop AF, U.S. Patent and Trademark  
Office via facsimile number 571-273-8300, on  
December 20, 2005.

*Tina Miller*  
Tina Miller

**Response to Final Rejection and Notice of Appeal**

This is responsive to the Final Office Action dated October 5, 2005.

**Amendments to the Claims:** none.

**Remarks/Arguments** begin on page 6 of this paper.

**A Notice of Appeal is being filed herewith.**